

Cubin

## AMENDMENT TO H.R. \_\_\_\_\_

OFFERED BY MRS. Cubin

In section 630 of the Communications Act of 1934, as added by section 101 of the bill, redesignate subsection (l) as subsection (m) and insert before such subsection the following new subsection:

1       “(l) ACCESS TO PROGRAMMING FOR SHARED FACILI-  
2 TIES.—

3       “(1) PROHIBITION.—A cable programming ven-  
4 dor in which a cable operator has an attributable in-  
5 terest shall not deny a cable operator with a national  
6 franchise under this section access to video program-  
7 ming solely because such cable operator uses a  
8 headend for its cable system that is also used, under  
9 a shared ownership or leasing agreement, as the  
10 headend for another cable system.

11       “(2) DEFINITION.—The term ‘cable program-  
12 ming vendor’ means a person engaged in the produc-  
13 tion, creation, or wholesale distribution for sale of  
14 video programming which is primarily intended for  
15 the direct receipt by cable operators for their re-  
16 transmission to cable subscribers.”.

